## UNITED STATES DISTRICT COURT DISTRICT OF NEVADA

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UNITED STATES OF AMERICA,	
Plaintiff,	2:09-CR-0057-RLH-GWF
vs.	ORDER
WILLIE DILLARD.	
Defendant. )	

Before this Court is the Findings and Recommendation of United States Magistrate Judge (#36, filed December 16, 2010), entered by the Honorable George W. Foley regarding Defendant's Motion to Suppress (#24). Objections (#43) were filed to Magistrate Judge Foley's Findings and Recommendation in accordance with Local Rule IB 3-2 of the Rules of Practice of the United States District Court for the District of Nevada. The United States filed a Response (#44) thereto, and the matter was submitted for consideration.

The Court has conducted a *de novo* review of the record in this case in accordance with 28 U.S.C. §636(b)(1)(B) and (C) and Local Rule IB 3-2 and determines that the Findings and Recommendation of Magistrate Judge Foley should be accepted and adopted.

Although Defendant requested and received an extension until January 18, 2011, to file his objections, but did not file his objections until January 24, 2011, the Court finds the delay excusable and accepts and considers the objections.

IT IS THEREFORE ORDERED that Magistrate Judge Foley's Findings and Recommendation (#36, entered December 16, 2010) is ACCEPTED and ADOPTED, Defendant's Motion to Suppress is granted as to the statements made by Defendant after he was taken into custody but before Miranda warnings were given to him, but denied in all other respects. Dated: February 3, 2011. Chief U.S. District Judge